## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97(d) - EXPEDITE **EXAMINING GROUP 1645**

Attorney's Docket No. 5175.135

PATENT

In re: Conkle et al.

Examiner: Rodney P. Swartz, Ph.D.

RECEIVED

Serial No.: 09/701,760

Art Unit 1645

CENTRAL FAX CENTER

Filed: April 19, 2001

Confirmation No. 8928

For: Method for Purification, Recovery, and Sporulation of Cysts and Oocysts JAN 2 8 2004

)FFICIAL

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT **PURSUANT TO 37 C.F.R. § 1.97(d)**

Sir:

Attached is a list of documents on form PTO-1449 together with copies of each identified document. Also enclosed is a translation or a concise explanation of each non-English language document.

This Information Disclosure Statement is being filed after a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, but before payment of the Issue Fee. The Final Office Action or Notice of Allowance was mailed on September 9, 2003.

In accordance with the requirements of 37 C.F.R. § 1.97(d)(1), the following Certification as specified in 37 C.F.R. § 1.97(e) is made:

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three (3) months prior to the filing of this Information Disclosure Statement.

Applicants state that each document listed on the accompanying PTO-1449 form was cited in a communication from a foreign patent office in a counterpart application and, further, this communication was not received by any individual designated in 37 C.F.R. §1.56 (c) more than thirty days prior to the filing of this Information Disclosure Statement in accordance with the provisions of 37 C.F.R.

In re: Conkle et al. Serial No.: 09/701,760 Filed: April 19, 2001

Page 2

§1.704 (d). Accordingly, this submission is not to be considered a failure to engage in reasonable efforts to conclude prosecution of the above-referenced application under 37 C.F.R. §1.704.

Please charge Deposit Account No. 50-0220 in the amount of \$180.00 for the fee set forth in 37 C.F.R. § 1.17(i) as required by 37 C.F.R. § 1.92(d)(3). The Commissioner is authorized to charge any additional fee, or credit any refund, to said deposit account.

Respectfully submitted,

Registration No.

Myers Bigel Sibley & Sajovec, P.A. P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

Customer No. 20792

## Certificate of Transmission under 37 CFR 1.8

Fax: (703) 872-9306

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on <u>January 28</u>, 2004.

Sloan Smith

FORM PTO-1449 U.S. Department of Commerce Patent and Trademark Office  LIST OF DOCUMENTS CITED BY APPLICANT				Attorney Docket Number 5175.135			Serial No. 09/701,760
(Use several sheets if necessary)							,
				Applicants: Conkle et al.			
				Filing Date April 19, 2001			Group 1645
U. S. PATENT DOCUMENTS							
Examiner Initial	Document Number	Date	Name		Class	Subclass	Filing Date if Appropriate
		·					
FOREIGN PATENT DOCUMENTS							
	Document Number	Date	Country		Class	Subclass	Translation Yes   No
1.	RU2094121	10/27/97	Russia				Yeş
2.	RU2094121	10/27/97	Russia				No
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
3.	<ol> <li>Kotel Nikov, G.A., "Diagnosis of Animal Helminthoses," Moscow Kolos 1-8, (1974). (English translation and Russian language document)</li> </ol>						
	<u> </u>	·—————————					
			<del></del>				